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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 FRANK PATRICK BARRASSO,

11 Plaintiff,

12 v.

13 WILLIAMSBURG PLANTATION, INC.,
14 *et al.*,

15 Defendants.

Case No. 2:10-CV-01122-KJD-RJJ

ORDER

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17 On September 15, 2010, Magistrate Judge Robert J. Johnston granted Plaintiff's motion to
18 proceed *in forma pauperis*. The Magistrate Judge ordered the Clerk of the Court to file the
19 Complaint, prepare Summons and forward the Summons and Complaint to the United States
20 Marshal for service. The Magistrate Judge also ordered Plaintiff to provide the Marshal with
21 properly completed USM-285 forms within twenty (20) days of the Court's order.

22 On September 21, 2010, Plaintiff informed the Court (#9) that he retained a Virginia
23 corporation to effect service of the complaint. On October 5, 2010, Plaintiff filed his Affidavit of
24 Service of Order (#11). The documents contained in Docket No. 11 only reflect that an "Order" was
25 served. Federal Rule of Civil Procedure ("Rule") 4(c) requires a copy of the summons and complaint
26 to be served upon defendants within one-hundred and twenty days of the filing of the complaint.

1 Plaintiff's proof of service does not reflect that he served the summons and complaint in compliance
2 with Rule 4. Accordingly, Plaintiff is ordered to file proof that service was made in accordance with
3 Rule 4(c) , within twenty-one (21) days of the entry of this order.

4 DATED this 5th day of November 2010.

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8 Kent J. Dawson
9 United States District Judge
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